

## LONG BEACH CITY COUNCIL SPECIAL MEETING

NOVEMBER 2, 2005

### CALL TO ORDER

Mayor Ramsey called the meeting to order and asked for roll call.

### ROLL CALL

Robert Strobe, City Administrator, called roll with Mayor Ramsey, C. Cook, C. Luethe, C. Moore, and C. Unruh present. C. Zuern was absent.

### EXECUTIVE SESSION

Appeal of Hearings examiner's Decision on Atlas Construction Shoreline Substantial Development Permit

Jeff Myers, Attorney for the City, briefly explained the legality of the appeal. Jeff Myers felt it appropriate to inquire of C. Cook regarding appears of fairness in regards to listening to the recorded record of arguments and written record that was submitted. C. Cook stated that he had listened to the CD and felt he would not be impartial. Robert Strobe, City Administrator, clarified the written documents were part of the packet provided to the city council not actual transcript of the hearing. Jeff Myers also inquired of the council any contacts or conversations that would cause impartiality to decide the outcome of the appeal hearing. C. Moore and C. Unruh commented on their ability to vote fairly. **C. Cook made the motion to go into Executive Session at 4:07 p.m. with C. Moore seconding the motion. 4 Ayes 0 Nays 1 Absent, motion passed. C. Moore made the motion at 4:49 p.m. to come out of Executive Session with C. Cook seconding the motion. 4 Ayes 0 Nays 1 Absent, motion passed.**

**C. Cook made the motion to direct staff to prepare and publish the required documentation relating to the Council's decision regarding the appeal. C. Unruh seconded the motion. 4 Ayes 0 Nays 1 Absent, motion passed.**

### ADJOURN

**C. Luethe made the motion to adjourn at 4:51 p.m. with C. Unruh seconding the motion. 4 Ayes 0 Nays 1 Absent, motion passed.**

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Mayor

ATTEST:

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City Clerk